

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION

FILED BY *eg* D.C.
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THOMAS M. GOULD
CLERK, U.S. DISTRICT COURT
W.D. OF TENN. MEMPHIS

GREGORY BRAY,

Plaintiff,

vs.

DR. GERALD STIPANUK, et al.,

Defendants.

Civ. No. 04-2626-Ma/P

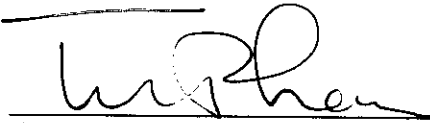
ORDER GRANTING MOTION OF DEFENDANTS TO DEPOSE PLAINTIFF

Before the Court is Defendant's Motion to Depose Plaintiff, or, Alternatively, Motion to Amend Scheduling Order, filed August 16, 2005 (Dkt #65). On August 19, 2005, the court held a telephone conference with the parties. Plaintiff Bray stated that he is physically able to sit for his deposition, but would need to take breaks to allow him to use his oxygen machine.

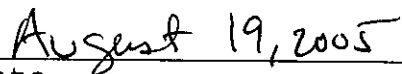
IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the defendant's motion to depose the plaintiff is granted and that the defendants shall depose the plaintiff at the Northwest Correctional Complex Annex, on September 1, 2005, beginning at 10:00 a.m. Defendants shall allow the plaintiff to take periodic breaks during the deposition to allow him to use his oxygen machine.

This document entered on the docket sheet in compliance
with Rule 58 and/or 79(a) FRCP on 8-24-05

IT IS SO ORDERED.



TU M. PHAM
United States Magistrate Judge



Date



Notice of Distribution

This notice confirms a copy of the document docketed as number 69 in case 2:04-CV-02626 was distributed by fax, mail, or direct printing on August 24, 2005 to the parties listed.

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Honorable Samuel Mays
US DISTRICT COURT